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5 Attorneys for Plaintiffs
Service Employees International Union
6 and 100 Oak Street Corporation

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8 UNITED STATED DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN FRANCISCO DIVISION

11
12) **CASE NO. C-05 04189 JL**
13 Service Employees)
14 International Union and)
100 Oak Street Corporation,)
15 Plaintiffs,)
16 v.)
17 United States of America by)
and through the Commissioner)
18 of Internal Revenue Service,)
19 Defendant.)
20 _____
21) **STIPULATION TO CONTINUE**
22) **HEARING ON SUMMARY JUDGEMENT**
23) **MOTION AND [Proposed] ORDER**
24) **THEREON**
25)
26) Hearing : January 17, 2007
27) Time : 9:30 A.M.
28) Courtroom: F, 15th Floor

21 IT IS HEREBY STIPULATED AND REQUESTED by and between the
22 parties to this action, as reflected by the signatures of their
23 respective counsel appearing below, that the hearing on summary
24 judgement motion set for January 17, 2007, at 9:30 A.M., be
25 continued to January 31, 2007, at 9:30 A.M., or to such other
26 date as the court deems appropriate, and that all related filing
27 deadlines be continued for the same period of two calendar weeks,
28 or to such other dates as the court deems appropriate.

1 On December 13, 2006, Plaintiffs timely filed their motion
2 for summary judgement. On December 14, 2006, counsel for both
3 parities discussed continuation of the hearing for two calendar
4 weeks to give Defendant's counsel sufficient time to file its
5 reply. Further, counsel for Plaintiffs will be attaining the
6 annual ABA meetings in Florida from January 17, 2007 through
7 January 21, 2007.

8 The parties agree that a continuation of the hearing on
9 summary judgment motion, and a continuation of all related filing
10 deadlines, for a period of two calendar weeks will facilitate the
11 orderly adjudication of this matter, and that such a continuation
12 will result in an efficient utilization of the resources of the
13 court. Such a continuation is in the best interests of the
14 parties. Accordingly, the parties respectfully request that the
15 hearing on summary judgment motion, and all related filing
16 deadlines, be continued for a period of two calendar weeks, or
17 for such other period of time as the court deems appropriate.

Respectfully submitted,

19 Dated: December 21, 2006 TAGGART & HAWKINS

TAGGART & HAWKINS

/S/ William E. Taggart, Jr.

William E. Taggart, Jr.

TAGGART & HAWKINS

Attorneys for Plaintiff

SERVICE EMPLOYEES INTERNATIONAL
UNION & 100 OAK STREET CORPORATION

24 Dated: December 18, 2006 KEVIN V. RYAN

KEVIN V. RYAN

United States Attorney

/S/ David L. Denier

David L. Denier

Asst. United States Attorney

Tax Division

[Proposed] ORDER

Pursuant to the stipulation of the parties as set forth above, and for good cause shown,

IT IS HEREBY ORDERED that the hearing on summary judgment motion currently set for January 17, 2007, at 9:30 A.M., be continued to January 31, 2007, at 9:30 A.M., and that all related filing deadlines, be continued for the same period of two calendar weeks.

Dated: January 8, 2007

